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June 25, 1998

Ms. Magalie Roman Salas
Secretary
Federal Communications Commission
Washington, D.C. 20554

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JUN 25 1998

Re: Amendment of Section 73.202(b)
FM Table of Allotments
(Felch and Houghton, Michigan)

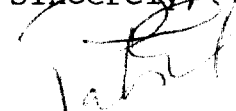
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Ms. Salas:

Transmitted herewith on behalf of Results Broadcasting of Iron Mountain, Inc. is an original and four copies of its Petition for Rule Making seeking the commencement of a rule making proceeding to amend the FM Table of Allotments to allot Channel 272A at Felch, Michigan as its first local transmission service, to substitute Channel 224C2 for Channel 272C2 at Houghton, Michigan, and to modify the license of WHKB(FM) to specify operation on Channel 224C2, pursuant to Section 1.401 of the Commission's Rules.

Should any questions arise concerning this matter, please contact this office directly.

Sincerely,



John F. Garziglia
Patricia M. Chuh

Enclosure

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED

JUN 25 1998

In the Matter of

Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations
(Felch and Houghton, Michigan)

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

MM Docket No. _____
RM No. _____

To: Chief, Allocations Branch

PETITION FOR RULE MAKING

Results Broadcasting of Iron Mountain, Inc., by its attorneys and pursuant to Section 1.401 of the Commission's Rules, hereby seeks the commencement of a rule making proceeding to amend the Table of Allotments for FM Broadcast Stations, 47 C.F.R. §73.202(b), to allot Channel 272A at Felch, Michigan as its first local transmission service.^{1/} In order to allot Channel 272A to Felch, Michigan, the substitution of Channel 224C2 for Channel 272C2 at Houghton, Michigan and the modification of the license of WHKB(FM) to specify operation on Channel 224C2, is requested.^{2/} As shown in the attached channel studies, Channel 272A may be allotted to Felch, Michigan and Channel 224C2 may be substituted for Channel 272C2 at Houghton, Michigan in full compliance with the Commission's separation requirements. In support whereof, the following is respectfully submitted:

^{1/} Channel 272A may be allotted at reference coordinates 46° 00' 01" North Latitude and 87° 50' 10" West Longitude.

^{2/} The substitution of Channel 224C2 for Channel 272C2 may be made at the presently specified transmitter site for WHKB(FM) of 47° 06' 13" North Latitude and 88° 34' 04" West Longitude.

1. Results Broadcasting of Iron Mountain, Inc. requests that the FM Table of Allotments be amended as follows:

<u>Community</u>	<u>Present Channel</u>	<u>Proposed Channel</u>
Felch, Michigan	- - -	272A
Houghton, Michigan	*216C1, *220A, 242C1, 272C2	*216C1, *220A, 224C2, 242C1

2. Felch, Michigan is a community for allotment purposes. Although Felch, Michigan is not incorporated, it is listed in the 1990 U.S. Census with an estimated population of 705 persons. See Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88, 100 (1982) (It is sufficient if the proposed community is either incorporated or listed in the U.S. Census).

3. In addition to being listed in the 1990 U.S. Census, there are other indicia of community status. The residents of Felch, Michigan regard themselves as a distinct group. Felch has its own local government and its own fire department and post office. There are also a variety of civic, commercial, and religious organizations and services that serve Felch, Michigan including several which incorporate "Felch" in their name (e.g., Blomquist Service Station, Dickinson Iron County Community Action, Felch Mountain Bible Chapel, LeQ Fabricators Ltd, Lisa's Style Connection, MVA Enterprises Inc., Nordic Grocery, Nordic Hair Shop, Norway lake Park Pay Station, Solberg's Supper Club, and St. Joseph's Catholic Church). See e.g., Brookline, Missouri, 10 FCC Rcd 13038 (1995); Semora, North Carolina, 5 FCC Rcd 934 (1990); Beacon Broadcasting, 2 FCC Rcd 3469, aff'd 2 FCC Rcd 7562 (1987).


4. Results Broadcasting of Iron Mountain, Inc. hereby certifies that it has a present intention to apply for the new channel when allotted, and when authorized, to build the facilities and commence operation promptly. Results Broadcasting of Iron Mountain, Inc., if it receives a construction permit for Channel 272A at Felch, Michigan, certifies that it will reimburse the licensee of WHKB(FM) for the reasonable expenses incurred in modifying the WHKB(FM) facility to operate on Channel 224C2.^{3/} See Circleville, Ohio, 8 FCC 2nd 159 (1967).

WHEREFORE, for the foregoing reasons, it is respectfully requested that the Commission commence a rule making proceeding to allot Channel 272A to Felch, Michigan, to substitute Channel 224C2 for Channel 272C2 at Houghton, Michigan, and to modify the license of WHKB(FM) to specify operation on Channel 224C2.

Respectfully submitted,

**RESULTS BROADCASTING OF
IRON MOUNTAIN, INC.**

By:


John F. Garziglia
Patricia M. Chuh
Its Attorneys

PEPPER & CORAZZINI, L.L.P.
1776 K Street, N.W., Suite 200
Washington, DC 20006
(202) 296-0600

June 25, 1998

^{3/} A copy of this petition for rule making was served on Tu-Mar Broadcasting, Inc., licensee of WHKB(FM), Houghton, Michigan by first class mail.

PEPPER & CORAZZINI L.L.P.
Washington D.C. 20006

New Allotment for Felch, Michigan
WHKB(FM), Houghton, Michigan Moved to Channel 224C2

REFERENCE		CLASS A	DISPLAY DATES
46 00 01 N			DATA 06-11-98
87 50 10 W		Current rules spacings	SEARCH 06-25-98
----- CHANNEL 272 -102.3 MHz -----			

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
WHKB.C	272C2	Houghton	MI	335.8	134.87	166.0	-31.13 *
WKQSFM	270C2	Negaunee	MI	17.1	55.63	55.0	0.63 <
ALOPEN	270C2	Negaunee	MI	18.2	69.09	55.0	14.09
WHKB	272A	Houghton	MI	335.8	134.87	115.0	19.87
WKQSFM	270A	Negaunee	MI	17.1	55.63	31.0	24.63
AD272	272C3	McMillan	MI	76.9	169.83	142.0	27.83
WRVM	274C1	Suring	WI	201.6	119.79	75.0	44.79

PEPPER & CORAZZINI L.L.P.
Washington D.C. 20006

WHKB(FM), Houghton, Michigan Moved to Channel 224C2

REFERENCE		DISPLAY DATES
47 06 13 N	CLASS C2	DATA 06-11-98
88 34 04 W	Current rules spacings	SEARCH 06-23-98
----- CHANNEL 224 - 92.7 MHz -----		

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
WJPD	222C1	Ishpeming	MI	128.0	105.67	79.0	26.67

CERTIFICATE OF SERVICE

I, Lisa A. Skoritoski, a secretary in the law firm of Pepper & Corazzini, L.L.P., do hereby certify that on this 25th day of June, 1998, a copy of the foregoing Petition for Rule Making was mailed, postage prepaid, to the following:

Tu-Mar Broadcasting, Inc.
313 Montezuma Avenue
Houghton, MI 49931
(Licensee of WHKB(FM), Houghton, Michigan)



Lisa A. Skoritoski